

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,) CASE NO. 06-191M
)
Plaintiff,)
)
v.)
) DETENTION ORDER
JAMES WILLIAMS,)
)
Defendant.)
_____)

Offense charged:

Traveling with Intent to Engage in Illicit Sexual Conduct With a Minor; Distribution of
Child Pornography

Date of Detention Hearing: April 28, 2006

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
based upon the factual findings and statement of reasons for detention hereafter set forth, finds
that no condition or combination of conditions which defendant can meet will reasonably assure
the appearance of defendant as required and the safety of other persons and the community.

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01 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

02 (1) Defendant is charged with offenses under 18 U.S.C. §§2423(b) and (e) and
03 2252(a)(2) and (b)(1), offenses involving a minor victim. There is therefore a rebuttable
04 presumption against defendant as to both dangerousness and flight risk, under 18 U.S.C. §3142(e).

05 (2) A detention hearing was initially held on April 25, 2006. At that time, it was found
06 that conditions existed which would reasonably assure the safety of the community and the
07 appearance of the defendant. The United States' motion to stay the issuance of an appearance
08 bond was granted, while the AUSA consulted with her supervisor about requesting review by a
09 district judge.

10 (3) On April 28, 2006, the United States presented new and material evidence relating
11 to the defendant's release, as a result of which Pretrial Services revised the original release
12 recommendation to a recommendation that defendant be detained. Specifically, evidence was
13 proffered that defendant had been accused of the sexual touching of his 13 year old step-daughter
14 in 1985. Defendant is alleged to have confessed to the incident. The alleged circumstances of the
15 incident bear sufficient similarity to the current allegations to suggest a pattern of predatory
16 behavior.

17 (4) Taken as a whole, the record does not effectively rebut the presumption that no
18 condition or combination of conditions will reasonably assure the appearance of the defendant as
19 required and the safety of the community.

20 It is therefore ORDERED:

21 (1) Defendant shall be detained pending trial and committed to the custody of the
22 Attorney General for confinement in a correction facility separate, to the extent

01 practicable, from persons awaiting or serving sentences or being held in custody
02 pending appeal;

03 (2) Defendant shall be afforded reasonable opportunity for private consultation with
04 counsel;

05 (3) On order of a court of the United States or on request of an attorney for the
06 Government, the person in charge of the corrections facility in which defendant is
07 confined shall deliver the defendant to a United States Marshal for the purpose of
08 an appearance in connection with a court proceeding; and

09 (4) The clerk shall direct copies of this Order to counsel for the United States, to
10 counsel for the defendant, to the United States Marshal, and to the United States
11 Pretrial Services Officer.

12 DATED this 1st day of May, 2006.

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14 Mary Alice Theiler
15 United States Magistrate Judge
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